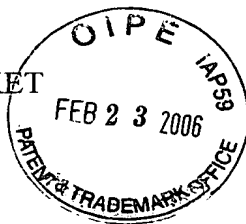


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PATENT APPLICATION  
10/052,886

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Seemant (nmi) Choudhary et al.  
Serial No.: 10/052,886  
Filing Date: January 18, 2002  
Group Art Unit: 2633  
Examiner: Agustin Bello  
Title: System and Method for Multi-Level Phase Modulated Communication

**Mail Stop - AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

<p>Certificate of Mailing by Express Mail No. EV 733643917 US I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37.C.F.R. 1.10 on the date shown below, and addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.</p> <p>Name: <u>Willie Jiles</u> Willie Jiles</p> <p>Date: February 23, 2006</p>
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**NOTICE OF APPEAL**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed November 25, 2005, finally rejecting Claims 12-19, 37-50, and 52, all of which are pending in this case. Applicants filed a response to the final Office Action on January 12, 2006, and the Examiner mailed an Advisory Action on February 7, 2006.

This application is filed on behalf of a large entity.

02/28/2006 MAHMED1 00000017 10052886

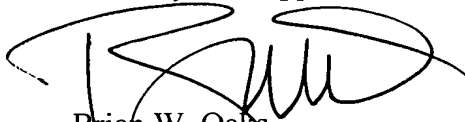
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Pursuant to 37 C.F.R. 1.17(e), a check in the amount of \$500.00 is attached herewith to cover the filing fee for this Notice of Appeal.

The Commissioner is hereby authorized to charge any other fees or credit any overpayments to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

BAKER BOTTS L.L.P.  
Attorneys for Applicants



Brian W. Oaks  
Reg. No. 44,981

Date: February 23, 2006

Correspondence Address:

**Customer Number: 05073**